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UNITED STATES PATENT & TRADEMARK OFFICE

0002 6 1 330

09244,604

June 25, 1999

OLP

For: SMALL ELECTRODE FOR A
CHALCOGENIDE SWITCHING DEVICE
AND METHOD FOR FABRICATING SAME

Atty Docket: MCRO:106--2/FLE
95-0412.02

JC966 U.S. PTO
09/740256
12/19/00

"EXPRESS MAIL" MAILING LABEL
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NUMBER:
DATE OF DEPOSIT:

December 19, 2000

Pursuant to 37 C.F.R. § 1.10, I hereby certify that I am personally depositing this paper or fee with the U.S. Postal Service, "Express Mail Post Office to Addressee" service on the date indicated above in a sealed envelope (a) having the above-numbered Express Mail label and sufficient postage affixed and (b) addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

December 19, 2000
Date

Cynthia L. Hayden
Cynthia L. Hayden

Assistant Commissioner
For Patents
Washington, D.C. 20231

Dear Sir:

REQUEST FOR FILING CONTINUING APPLICATION UNDER 37 C.F.R. § 1.53(b)

This is a Request for filing a continuing application under 37 C.F.R. § 1.53(b) of pending prior application Serial No. **09/344,604**, filed on **06/25/99**, entitled **SMALL ELECTRODE FOR A CHALCOGENIDE SWITCHING DEVICE AND METHOD FOR FABRICATING SAME** in the name of **Alan R. Reinberg et al.**

The following are enclosed:

1. X Papers which the undersigned declares to be a true copy of the prior application as originally filed, including a Title page, an **18** page disclosure, **12** pages of claims, a **1** page abstract of the disclosure, **4** sheets of informal drawings, a Declaration signed by an inventor, and an Added Page to the Declaration signed by the Executrix of an inventor.
2. X **The Commissioner is authorized to charge the filing fee as calculated below, less any claims canceled by amendment below, and any additional fees which may be required, to Deposit Account No. 13-3092; Order No. MCRO:106--2/FLE (95-0412.02).**
- 3.a. X A copy of the Election and Power of Attorney in the prior application.

or
- 3.b. A new Power of Attorney.
4. X An Assignment of record for the prior application, and an Added Page to Assignment of record for the prior application.
5. X Three (3) sets of informal drawings, each set consisting of **4** sheets.
- 6.a. A verified statement claiming small entity status is enclosed.

or

- 6.b. _____ A verified statement claiming small entity status was filed in a parent application and small entity status is still proper and desired in this continuing application.
7. X An Information Disclosure Statement and PTO-1449.
8. X One (1) set of Formal Drawings consisting of 5 sheets.
9. X A Preliminary Amendment.

 X Please address all correspondence in connection with this application to **Michael G. Fletcher, Fletcher, Yoder & Van Someren, P.O. Box 692289, Houston, Texas 77269-2289; telephone (281) 970-4545.**

_____ Amend the specification by inserting before the first line the sentence:

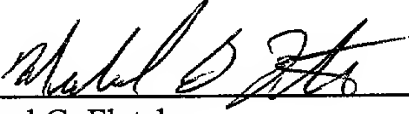
 X Cancel in this application original claims **2-31** of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

The filing fee is calculated on the basis of the claims originally filed in the prior application, and any claims canceled or added by amendment.

CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
	TOTAL CLAIMS 46	- 20 =	26	X \$ 18.00	\$ 468.00
	INDEPENDENT CLAIMS 4	- 3 =	1	X \$ 80.00	80.00
	MULTIPLE DEPENDENT CLAIM(S) (If applicable)			+ 270.00	
				BASIC FEE	710.00
				Total of above Calculations =	1258.00
	Reduction by ½ for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28.				\$
				TOTAL =	\$ 1258.00

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: December 19, 2000



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Reg. No. 32,777
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